

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
02/07/2002

01/31/2002

CLERK OF THE COURT
FORM R105B

HONORABLE BARRY C. SCHNEIDER
FOR HONORABLE ROBERT BUDOFF

J. Arnold
Deputy

CR 2001-018535

FILED: _____

STATE OF ARIZONA

KIM N STUART

v.

DENISE EVETT GRANT

DERRON D WOODFORK

APO-PLEAS-CCC
JUDGE HEILMAN
VICTIM WITNESS DIV-CA-CCC

PLEA AGREEMENT/CHANGE OF PLEA

9:57 a.m. State is represented by John Agra. Defendant is present and represented by Darren Woodfork.

Court Reporter, Cindy Lineburg, is present.

Executed Plea Agreement is presented to the Court and reviewed with Defendant. Defendant states true name is as noted in the agreement.

The Court advises the Defendant as to the range of possible sentences for the offense, including whether or not probation is available and any other conditions imposed by statute, including special requirements for probation, if available. The Court further advises the Defendant as to all constitutional rights waived by the Plea Agreement.

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The Court further advises the Defendant that by entering into a plea agreement that he/she waives the right to have the Arizona Court of Appeals review the proceedings by way of a direct appeal, and may seek review only by filing a Petition for Post Conviction Relief, pursuant to Rule 32 within 90 days of entry of judgment and sentencing.

Upon inquiry, the Court finds that the Defendant desires to forego the constitutional rights, that the plea of:

GUILTY is made knowingly, intelligently and voluntarily, not the result of force, threats or promises; that there is a factual basis for the plea; and that the Defendant understands the range of sentences and other penalties available.

The Defendant enters a plea of Guilty to the following crime(s):

OFFENSE: Count 1 - Theft of a Credit Card or Obtaining a Credit Card by Fraudulent Means, a class 5 felony, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 13-2101, 2102, 1802, 1804, 604, 701, 702, 702.01, 801 committed on April 2, 2001.

Defendant acknowledges the existence of the following prior felony conviction(s):

Possession for Sale of Dangerous Drugs, a class 2, non-dangerous felony committed on September 14, 1999 and convicted on February 28, 2000 in CR99-13264.

OFFENSE: Count 8 as amended - Possession of Dangerous Drugs, a class 4 felony, nondangerous and nonrepetitive offense in violation of A.R.S. Sections 13-3401, 3407, 3418, 604, 701, 702, 702.01, 801 and 901.01(G) committed on April 21, 2001.

Defendant acknowledges the existence of the following prior felony conviction(s):

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Possession of Dangerous Drugs, a class 4, non-dangerous felony committed on December 12, 1998 and convicted on January 25, 1999 in CR98-17389.

The plea of the Defendant is accepted and entered of record.

IT IS ORDERED setting time for entry of judgment of guilt and sentencing on March 1, 2002 at 8:30 a.m. before Judge Joseph B. Heilman.

IT IS ORDERED the Adult Probation Department shall prepare a Presentence Report, and that Defendant shall report to the Adult Probation Department if not in custody.

ISSUED: Request for Presentence Report (Green Slip).

IT IS FURTHER ORDERED that the motion to dismiss Counts 2, 3, 4, 5, 6, 7 and 9 as reflected in the Plea Agreement, will be deemed submitted at the time of sentencing.

IT IS FURTHER ORDERED affirming prior custody orders.

IT IS ORDERED vacating any pending dates.

FILED: Plea Agreement.

10:10 a.m. Matter concludes.